IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE THE ACTING CHIEF JUSTICE MR.K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 7TH MARCH 2007 / 16TH PHALGUNA 1928

WA.No. 614 of 2007()

(AGAINST THE JUDGEMENT IN WPC.6094/2007 DATED 23.2.2007)
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APPELLANT/PETITIONER IN W.P

N.MOHANDAS, SREE NARAYANA MANGALAM,
PADINJARE NADA, AMBALAPUZHA.

BY ADV. SRI.K.K.BABU

RESPONDENTS/RESPONDENTS IN W.P
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1. THE WELFARE FUND INSPECTOR,
KERALA TODDY WORKERS WELFARE FUND BOARD,
ALAPPUZHA.

2. THE DISTRICT COLLECTOR, ALAPPUZHA.

3. THE TAHASILDAR,
REVENUE RECOVERY UNIT,
AMBALAPPUZHA TALUK.

4. A.J.ALBERT,
ANJILI PARAMBIL, POONTHOPPU,
PATHIRAPPALLY.

5. R.PRAKASH,
CHANAVILAYIL, PRUMAKUZHI, MAVELIKKARA.

6. ANURUTHA DAS,
NIKATHIL VEEDU, S.L.PURAM, ALAPPUZHA.

7. SUKULAL,
KALAMBUR, MANNAMCHERRY.

8. GOPI DAS,
PUTHENPURACKAL, CHETTIKADU, ALAPPUZHA.

9. P.N.PRAKASAN,
PARAMBITHARA, THALAVOOR P.O.

10. T.D.SWAMINATHAN,
VELIYIL PUTHENVEEDU, PATHIRAPPALLY.

11. N.SREELAL, RANDU KANDATHIL VEEDU,
CHETTIKADAVU, PATHIRAPPALLY.

12. A.P.KARRANCY, PADMA SADANAM,
AVALUKUNNU.

13. SAJEEVE, THALIKKATHARA VEEDU,
THATHAMPALLY.

14. K.N.PREMANANDAN,
KURUTHUPARAMBIL, CHETTICADU,
PATHIRAPALLY.

15. BHARGAVI, THAYYIL VEEDU, THUMBOLI,
ALAPPUZHA.

16. DEVARAJAN, ARISSERRY, THUMBOLI.

17. RAVIAPPAN, NANDIPURAM, MARARIKULAM P.O.

18. THILAKAN, MADEVELI, CHERTHALA.

19. B.BABU, ANJUTHAIVELY, VATTAYIL P.O.,
ALAPPUZHA.

20. V.GOPI ERUPATHIL CHIRA,
CHATRURTHUAPARA P.O., ALAPPUZHA.

21. V.HARSHAN, ANTUTHVERAYIL, THOTTAKAL.P.O
THIRUVAMBADI.

22. N.PODIAAN, MANNATHUCHIRA, VADAKKAL P.O.,
KALARKODE.

23. LAILESAN, EZHARAI, VANDANAM.

24. K.BHANU DAS, ARADHAMA, VANDANAM.

25. SUNIL KUMAR, VATHUTHARA, AMBALAPPUZHA.

26. ASOKAN, KARTHIKA, Y.M.C.A., ALAPPUZHA.

27. N.SASIKUMAR, SREE NARAYANAN MANGALAM, AMBALAPPUZHA.

28. PURUSHAN, NAGAPARAMBU, PURAKKAD P.O.

29. GUNARAJAN, THEVARUPARAMBU, KOTTAPPALLY.

30. LAIJU, ANJIRITHRAVELIL, THIRUVAMBADI.

31. SHERLY, SURYAKANTHI, VANCHIYOOR.

32. SATHEESHKUMAR, KANDATHIL VEEDU, CHATHUNTHIKARI P.O., ALAPPUZHA.

33. V.E.RAGHAVAN, CHENNANDEVILI, PONNADI, MOHAMMA P.O.

BY STANDING COUNSEL FOR K.T.W.W.F. SRI.K.HARILAL.
BY SR.GOVT. PLEADER SMT.K.MEERA.

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 07/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S.RADHAKRISHNAN,Ag.C.J & M.N.KRISHNAN,J.

W.A.NO. 614 OF 2007

Dated this the 7th day of March, 2007

J U D G M E N T

Radhakrishnan, Ag.C.J.

This appeal is filed against the judgment dated 23.2.2007 in W.P.(C) No.6094 of 2007.

2. Appellant/petitioner is the licensee of shop Nos.1-124 in Alappuzha Excise Range for the years 1998-99 and 1999-2000. He defaulted the welfare fund dues. It is seen from the files that almost eight writ petitions were filed by the appellant to stall the recovery. On initiating revenue recovery proceedings, he has approached this Court by way of present writ petition seeking stay of the recovery proceedings. The learned Single Judge allowed the authorities to proceed with recovery steps. Challenging the above, this writ appeal is filed.

3. We find no error in the decision of the learned Single Judge.

4. Counsel for the appellant submits that he does not dispute about the present liability, but three months time was prayed for to pay the amount. Sale is now posted to

12.3.2007. Confirmation of sale would stand stayed till the request seeking extension of time for payment of the entire arrears is considered by the authority which will be done within one month from today.

The writ appeal is disposed of as above.

K.S.RADHAKRISHNAN,
Acting Chief Justice

M.N.KRISHNAN,
Judge

Mbs/

K.THANKAPPAN, J

Crl.Appeal NO. OF 2001

J U D G M E N T

DATED:13-02-2007